

**SUPREME COURT MINUTES  
WEDNESDAY, OCTOBER 25, 2006  
SAN FRANCISCO, CALIFORNIA**

**S014394**

Petition for rehearing DENIED.

**PEOPLE v. LEDESMA (FERMIN R.)****S042223**

Petition for rehearing DENIED.

**PEOPLE v. COOK (WALTER J.)****S123951**

C042504 Third Appellate District

**WELLS (JOEY) v. ONE2ONE LEARNING  
FOUNDATION (STATE OF CALIFORNIA)**

Opinion modified.

Request to grant rehearing on our motion denied.

Werdegarr, J., was recused and did not participate.

**S127086**

B165665 Second Appellate District, Div. 2

**GENERAL MOTORS CORPORATION v.  
FRANCHISE TAX BOARD**

Petition for rehearing denied.

Chin and Corrigan, JJ., were recused and did not participate.

**S133343**

A105312 First Appellate District, Div. 3

**MICROSOFT CORPORATION v.  
FRANCHISE TAX BOARD**

Petition for rehearing denied.

Chin and Corrigan, JJ., were recused and did not participate.

**S123951**

C042504 Third Appellate District

**WELLS (JOEY) v. ONE2ONE LEARNING  
FOUNDATION (STATE OF CALIFORNIA)**

Opinion modified - no change in judgment.

**S145959**

B184548 Second Appellate District, Div. 7

**SMITH (DAVID W.) ON H.C.**

Petition for review granted.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno and Corrigan, JJ.

**S146114**

B184638 Second Appellate District, Div. 4

**SHIN (JOHNNY) v. AHN (JACK)**

Petition for review granted.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno and Corrigan, JJ.

**S146646** H029700 Sixth Appellate District  
Petition for review granted.

**PEOPLE v. CURLEE (LARRY J.)**

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Crandell*, S134883 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegarr, Chin, Moreno and Corrigan, JJ.

**S141320**

**ROBINSON (JAMES) ON H.C.**

Respondent's "Motion to Strike or Dismiss Habeas Corpus Petition," filed on May 4, 2006, is denied.

**S142694**

**WARD (CARMEN L.) ON H.C.**

Respondent's "Motion to Strike or Dismiss Habeas Corpus Petition," filed on May 10, 2006, is denied.

**S145584** A110096 First Appellate District, Div. 4  
Petition for review denied.

**PEOPLE v. REED (LAWRENCE)**

**S145669** E040905 Fourth Appellate District, Div. 2  
Petition for review denied.

**BAKER (FRED I.) ON H.C.**

**S145728** H029473 Sixth Appellate District  
Petition for review & publication request denied.

**PEOPLE v. GARCIA (SELVIN S.)**

**S145729** G033647 Fourth Appellate District, Div. 3  
Petition for review denied.  
Appellant's request for judicial notice granted.

**PEOPLE v. CRAFT (PATRICK)**

**S145810** A114572 First Appellate District, Div. 4  
Petition for review denied.

**MEZHBEIN (ALEXANDER) ON H.C.**

**S145822** E037472 Fourth Appellate District, Div. 2  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551 the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**PEOPLE v. ENGLISH (WINSTON H.)**

**S145862** E038461 Fourth Appellate District, Div. 2  
Petition for review denied.

**PEOPLE v. CAMPOS (JUAN V.)**

**S145866** D044138 Fourth Appellate District, Div. 1

**PEOPLE v. ANZALONE (SCOTT C.)**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S145928**          B192526 Second Appellate District, Div. 5      **OUELLETTE (MARK) ON H.C.**  
Petition for review denied.

**S145929**          G033967 Fourth Appellate District, Div. 3      **PEOPLE v. EISENMAN (ROBERT C.)**  
Petition for review denied.

**S145952**          B185928 Second Appellate District, Div. 6      **PEOPLE v. ELDRED (TIFFANY)**  
Petition for review denied.

**S145973**          E037217 Fourth Appellate District, Div. 2      **PEOPLE v. NAVA (JOSE A.)**  
Petition for review denied.

**S145985**          C051252 Third Appellate District      **V. (A.), IN RE**  
Petition for review denied.

**S146009**          B182346 Second Appellate District, Div. 6      **PEOPLE v. CELIS (ISABEL)**  
Petition for review denied.  
Kennard, J., is of the opinion the petition should be granted.

**S146015**          B187168 Second Appellate District, Div. 7      **FABBRI (ANTHONY) v. TD**  
**WATERHOUSE INVESTOR SERVICES,**  
**INC.**  
Petition for review denied.

**S146038**          B181843 Second Appellate District, Div. 5      **CALIFORNIA ASSOCIATION OF**  
**PRIVATE SPECIAL EDUCATION**  
**SCHOOLS v. CALIFORNIA**  
**DEPARTMENT OF EDUCATION**  
Petition for review denied.  
Kennard, J., is of the opinion the petition should be granted.

**S146066**          C047785 Third Appellate District      **PEOPLE v. ESTRADA (FRANK R.)**  
Petition for review denied.

**S146119**          E041056 Fourth Appellate District, Div. 2      **PEOPLE v. S.C. (JEROMY H.)**  
Petition for review denied.

<b>S146122</b>	E040954 Fourth Appellate District, Div. 2 Petition for review denied.	<b>COOPER (MICHAEL D.) ON H.C.</b>
<b>S146130</b>	F050122 Fifth Appellate District Petition for review denied. Baxter, J., was recused and did not participate.	<b>FENTON (WARREN H.) ON H.C.</b>
<b>S146172</b>	B184317 Second Appellate District, Div. 2 Petition for review & publication request denied.	<b>TUCKER (SUSIE) v. STOLL (MARJORIE H.)</b>
<b>S146179</b>	E038052 Fourth Appellate District, Div. 2 Petition for review denied.	<b>PEOPLE v. MALDONADO (JOSE)</b>
<b>S146188</b>	B190032 Second Appellate District, Div. 2 Petition for review denied.	<b>P. (ANA) v. S.C. (CHILDREN &amp; FAMILY SERVICES)</b>
<b>S146206</b>	G037449 Fourth Appellate District, Div. 3 Petition for review denied.	<b>CYRUS (MICHAEL) ON H.C.</b>
<b>S146216</b>	E039526 Fourth Appellate District, Div. 2 Petition for review denied.	<b>MALDONADO (JOSE) ON H.C.</b>
<b>S146225</b>	G037447 Fourth Appellate District, Div. 3 Petition for review denied.	<b>BROWN (CLEMENT) ON H.C.</b>
<b>S146237</b>	G034816 Fourth Appellate District, Div. 3 Petition for review denied.	<b>PEOPLE v. ACEVEDO (ANTON)</b>
<b>S146248</b>	B193066 Second Appellate District, Div. 2 Petition for review denied.	<b>SMITH (DAVID) ON H.C.</b>

**S146301**      A111569 First Appellate District, Div. 5      **BOWEN (MATTHEW A.) v. LUNAXCARE INC.**

Petition for review denied.

**S146306**      B189198 Second Appellate District, Div. 3      **MORALES (CESAR) ON H.C.**  
Petition for review denied.

**S146315**      A114479 Sixth Appellate District      **PRELLWITZ (STEVEN) ON H.C.**  
Petition for review denied.

**S146346**      B179876 Second Appellate District, Div. 8      **PEOPLE v. BROCK (GUAN T.)**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law

**S146367**      H030420 Sixth Appellate District      **BROWN (BARRY A.) ON H.C.**  
Petition for review denied.

**S146380**      B193130 Second Appellate District, Div. 6      **SANTA BARBARA COUNTY SHERIFFS COUNCIL v. S.C. (PETROVICH)**  
Petition for review denied.

**S146428**      E041143 Fourth Appellate District, Div. 2      **WALKER (WILLIAM L.) ON H.C.**  
Petition for review denied.

**S146445**      E038769 Fourth Appellate District, Div. 2      **PEOPLE v. CARPENTER (MARCUS C.)**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Cage*, S127344.

**S146450**      B193178 Second Appellate District, Div. 2      **LAM (DUCMINH) ON H.C.**  
Petition for review denied.

**S146460**      B178157 Second Appellate District, Div. 3      **KRAFT (MARCIA L.) v. GORDON (MARIA DEL G.)**  
Petition for review denied.

**S146462**      F049851 Fifth Appellate District      **W. (MADISON), IN RE**  
Petition for review & depublication request denied.

**S146471**      E038799 Fourth Appellate District, Div. 2      **PEOPLE v. BARRAGAN (MARIO R.)**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law and (b) without prejudice to any relief to which defendant might be entitled after this court decides *People v. Alford*, S142508. The request for an order directing publication of the opinion is denied.

**S146510** E039737 Fourth Appellate District, Div. 2 **H. (JOSHUA), IN RE**  
Petition for review denied.

**S146511** B182444 Second Appellate District, Div. 1 **STEVENSON (DAN K.), ESTATE OF**  
Petition for review denied.

**S146525** B186951 Second Appellate District, Div. 4 **ANTEBI (JASON) v. OCCIDENTAL COLLEGE**  
Petition for review & depublication request denied.  
Moreno, J., is of the opinion the petition should be granted.

**S146555** B183524 Second Appellate District, Div. 3 **PEOPLE v. CANELA (JOSE M.)**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Cage*, S127344, and *People v. Giles*, S129852.

**S146567** A111525 First Appellate District, Div. 4 **PEOPLE v. JOHNSON (ERIC W.)**  
Petition for review denied.

**S146580** E038724 Fourth Appellate District, Div. 2 **PEOPLE v. COLQUITT (VIRGIL L.)**  
Petition for review denied.

**S146598** H029682 Sixth Appellate District **PEOPLE v. CRAIG (WILLIAM S.)**  
Petition for review denied.

**S146599** B182284 Second Appellate District, Div. 8 **PEOPLE v. GIAIMO (TRICIA)**  
Petition for review denied.

**S146601** E038558 Fourth Appellate District, Div. 2 **PEOPLE v. GONZALEZ (RUBEN)**  
Petition for review denied.

**S146602** E036126 Fourth Appellate District, Div. 2 **TILLMAN-FIELDS (MOIYA) v. KHALID (SHAHPER)**

Petition for review denied.

**S146603** D046891 Fourth Appellate District, Div. 1 **PEOPLE v. TEJEDA (JUAN C.)**  
Petition for review denied.

**S146604** B187208 Second Appellate District, Div. 5 **A. (B.) IN RE**  
Petition for review denied.

**S146606** E037680 Fourth Appellate District, Div. 2 **PEOPLE v. PRADO (ZEKE)**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S146617** A112268 First Appellate District, Div. 2 **CLAYWORTH (JAMES) v. JOHNSON & JOHNSON, INC.**  
Petition for review denied.  
Kennard and Chin, JJ., were recused and did not participate.

**S146634** A109747 First Appellate District, Div. 2 **PEOPLE v. MEHRARA (SANTOS)**  
Petition for review denied.

**S146641** C051446 Third Appellate District **PEOPLE v. COFFIN (MICHAEL R.)**  
Petition for review denied.

**S146644** B185919 Second Appellate District, Div. 2 **PEOPLE v. WILLIAMS (CURTIS J.)**  
Petition for review denied.

**S146647** A112455 First Appellate District, Div. 5 **PEOPLE v. POTEATE (MARY E.)**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S146649** F049409 Fifth Appellate District **M. (MAHARAJ), CONSERVATORSHIP OF**  
Petition for review denied.

**S146652** A114819 First Appellate District, Div. 2 **LYNCHARD (JUDITH) v. S.C. (BLACK)**

Petition for review denied.

**S146655** C052010 Third Appellate District **PEOPLE v. HANNUM (SAGE L.)**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S146673** B193133 Second Appellate District, Div. 5 **GADLIN (GREGORY) v. S.C. (PEOPLE)**  
Petition for review denied.

**S146676** F048660 Fifth Appellate District **PEOPLE v. SALINAS (LIBRADO)**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S146677** A103913 First Appellate District, Div. 2 **PEOPLE v. WARREN (MELROLANDO)**  
Petition for review denied.

**S146683** E037159 Fourth Appellate District, Div. 2 **PEOPLE v. SUCHIL (LONGENE)**  
Petition for review denied.

**S146684** C053606 Third Appellate District **SHADE (ROSS) v. S.C. (CITIBANK SOUTH DAKOTA)**  
Petition for review and application for stay denied.  
Corrigan, J., was recused and did not participate.

**S146690** A112230 First Appellate District, Div. 1 **PEOPLE v. BAUM (ALVA J.)**  
Petition for review denied.

**S146702** B187210 Second Appellate District, Div. 8 **PEOPLE v. PULIDO (RAFAEL R.)**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S146713** F048333 Fifth Appellate District **PEOPLE v. LAFAVOR (DOYLE L.)**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S146721** F048278 Fifth Appellate District **PEOPLE v. PEDRAZA (SERGIO I.)**  
Petition for review denied.



**S146743**

Petition for writ of mandate denied.

**REINER (JOHN J.) v. COURT OF  
APPEAL****S146745** B185150 Second Appellate District, Div. 3  
Petition for review denied.**PEOPLE v. FULLER (VALERIE L.)****S146751** B193213 Second Appellate District, Div. 5  
Petition for review denied.**TAYLOR (JAMES C.) v. S.C. (PEOPLE)****S146754** B180644 Second Appellate District, Div. 8  
Petition for review denied.**PEOPLE v. FLOWERS (JASON R.)****S146755** C050941 Third Appellate District  
Petition for review denied.**C. (BRIANA), IN RE****S146761** F047990 Fifth Appellate District  
Petition for review denied.**PEOPLE v. MUNOZ (HECTOR)****S146767** H029413 Sixth Appellate District  
Petition for review denied.**PEOPLE v. REDONDO (STEVE A.)****S146768** C049646 Third Appellate District  
Petition for review denied.**PEOPLE v. GONZALEZ (BRENT L.)****S146769** C053623 Third Appellate District  
Petition for review denied.**C. (COREY) v. S.C. (PEOPLE)****S146774** F051000 Fifth Appellate District  
Petition for review denied.**SUTTON (DERRICK) ON H.C.****S146776** D046247 Fourth Appellate District, Div. 1  
Petition for review denied.**PEOPLE v. FLORES (ARTURO)**

**S146777** F048574 Fifth Appellate District  
Petition for review denied.

**PEOPLE v. CLARK (KORY)**

**S146787** E039201 Fourth Appellate District, Div. 2  
Petition for review denied.

**PEOPLE v. ROBERSON (YVONNE)**

**S146789** E039934 Fourth Appellate District, Div. 2  
Petition for review denied.

**PEOPLE v. RODRIGUEZ (JOSE L.)**

**S146794** E038356 Fourth Appellate District, Div. 2  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**PEOPLE v. ROWE (JOHN D.)**

**S146839** B181957 Second Appellate District, Div. 4  
Petition for review denied.

**PEOPLE v. HARRIS (KEVAUGHN)**

**S147220** B193883 Second Appellate District, Div. 4  
Petition for review and application for stay denied.

**HOBDY (DAMON L.) v. S.C. (GAYLOR)**

**S147302**

**DREWS (MARTIN) v. OHLRICH  
(PEOPLE)**

The petition for writ of mandate filed October 13, 2006, is denied.

**S147312**

**CITY OF OAKLAND v. OHLRICH (LEE)**

Petition for writ of mandate denied.

**S139582**

**ASHBY (GREGORY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**S140823**

**WALLACE (ANTHONY L.) ON H.C.**

Petition for writ of habeas corpus denied.

**S140945**

**ORTIZ (GALASION L.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

**S141003**

**GONZALEZ (EVERETT) ON H.C.**

Petition for writ of habeas corpus denied.

**S141035**

Petition for writ of habeas corpus denied.

**CHAFFER (ANDREW) ON H.C.**

**S141065**

Petition for writ of habeas corpus denied.

**ERMERT (DONALD) ON H.C.**

**S141066**

Petition for writ of habeas corpus denied.

**ORTIZ (GALASION L.) ON H.C.**

**S141076**

Petition for writ of habeas corpus denied.

**LAU (HON C.) ON H.C.**

**S141163**

Petition for writ of habeas corpus denied.

**URIETA (ROBERTO) ON H.C.**

**S141174**

Petition for writ of habeas corpus denied. (See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**BREVELL (JOHNNY ) ON H.C.**

**S141179**

Petition for writ of habeas corpus denied.

**ESPARZA (DAVID) ON H.C.**

**S141243**

Petition for writ of habeas corpus denied.

**FURNESS (TERRANCE) ON H.C.**

**S141301**

Petition for writ of habeas corpus denied.

**DUNHAM (JOHN C.) ON H.C.**

**S141302**

Petition for writ of habeas corpus denied. (See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**BRANHAM (JEANETTE) ON H.C.**

**S141305****WIGGINS (BENNY) ON H.C.**

Petition for writ of habeas corpus denied.  
Werdegar, J., and Chin, J., were recused and did not participate.

**S141307****NICKSON (ALFRED) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dixon* (1953) 41 Cal.2d 756; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S141338****JOHNSON (DAVID ) ON H.C.**

Petition for writ of habeas corpus denied.

**S141347****VASQUEZ (ALEJANDRO) ON H.C.**

Petition for writ of habeas corpus denied.

**S141351****MCCRIGHT (COLVIN) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Duarte* (1983) 143 Cal.App.3d 943; *In re Seabock* (1983) 140 Cal.App.3d 29; *In re Miller* (1941) 17 Cal.2d 734; *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S141379****JONES (FORREST L.) ON H.C.**

Petition for writ of habeas corpus denied.

**S141384****RUSSELL (ERIK) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709.)

**S141397****JOHNSON (TIMOTHY D.) ON H.C.**

Petition for writ of habeas corpus denied.

**S141442****STEWART (WILLIAM L.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

**S141451****WEBB (RONDELL L.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S141477****NORMAN (CHARLES) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S141496****THOMAS (DARRYL) ON H.C.**

Petition for writ of habeas corpus denied.

**S141510****LUJANO (JOSE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**S141515****CALLES (ANTONIO) ON H.C.**

Petition for writ of habeas corpus denied.

**S141529****PEREZ (PAUL) ON H.C.**

Petition for writ of habeas corpus denied.

**S141533****DAVIES (AVON) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S141536****HENDRIX (KENNETH) ON H.C.**

Petition for writ of habeas corpus denied.

**S141542****PERRY (PETER D.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S141557****WILLIAMS (ERIC) ON H.C.**

Petition for writ of habeas corpus denied.

**S141562****MORROW (CLIFTON) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dixon* (1953) 41 Cal.2d 756; *In re Lessard* (1965) 62 Cal.2d 497, 503.)

**S141567****HAYNES (DEXTER) ON H.C.**

Petition for writ of habeas corpus denied.

**S141713**

Petition for writ of habeas corpus denied.

**SMITH (ALWIN) ON H.C.****S142039**Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)  
Werdegar, J., and Chin, J., were recused and did not participate.**WIGGINS (BENNY G.) ON H.C.****S142316**Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)**LAU (HON) ON H.C.****S142440**Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)**JOHNSON (TIMOTHY D.) ON H.C.****S142612**Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)**CURE (ANDRES T.) ON H.C.****S142852**Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)**MCCRIGHT (COLVIN) ON H.C.****S142866**

Petition for writ of habeas corpus denied.

**GONZALEZ (ALEJANDRO) ON H.C.****S143041**

Petition for writ of habeas corpus denied.

**JOHNSON (TIMOTHY D.) ON H.C.****S144300**

Petition for writ of habeas corpus denied.

**HERNANDEZ (ALBERT) ON H.C.****S144311**Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**BROWN (JOEL) ON H.C.****S144897**

Petition for writ of habeas corpus denied.

**CRANE (RICHARD J.) ON H.C.**

**S145931**Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)**CRUMP (STEPHEN) ON H.C.****S145963**

Petition for writ of habeas corpus denied.

**DULL (JAMES) ON H.C.****S146124**

Petition for writ of habeas corpus denied.

**WATERS (KEVIN C.) ON H.C.****S146385**

Petition for writ of habeas corpus denied.

**TILLMAN (ROBERT L.) ON H.C.****S146912**Petition for writ of habeas corpus denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921.)**CRUMP (STEPHEN) ON H.C.****S146922**

Petition for writ of habeas corpus denied.

**MOORE (VALIENT C.) ON H.C.****S146950**Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)**BRENT (KENTON) ON H.C.****S147023**

Petition for writ of habeas corpus denied.

**CLEVELAND (LARRY C.) ON H.C.****S147154**

Petition for writ of habeas corpus denied.

**MOORE (DARRELL L.) ON H.C.****S147274**

Petition for writ of habeas corpus denied.

**MARTINEZ (JORGE L.) ON H.C.****S147288**Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)**DE SORBO (GIOVANNI) ON H.C.**

**S145221**      D048902 Fourth Appellate District, Div. 1      **DREWS (MARTIN) v. S.C. (PEOPLE)**

The order of August 30, 2006, denying a petition for review in this case, is vacated. The petition for review was not timely filed, the application for relief from default did not provide adequate cause to warrant relief from default, and the court lost jurisdiction on August 7, 2006. The filing of the petition for review is stricken, and the petition is ordered returned unfiled to petitioner's counsel.

**S145418**      B183659 Second Appellate District, Div. 2      **RAMPIAS (STEPHEN), ESTATE OF**

The request for an order directing publication of the opinion in the above-entitled appeal is denied.

**S145547**      B187014 Second Appellate District, Div. 7      **R. (MATTHEW), IN RE**

The request for an order directing publication of the opinion in the above-entitled appeal is denied.

**S145791**      B184628 Second Appellate District, Div. 8      **SHUGAR (ALLEN D.) v. DAVI (JEFF)**

The request for an order directing publication of the opinion in the above-entitled appeal is denied.

**S145899**      **LAMAS (ROSALINA) v. KING TACO RESTAURANT**

The request for an order directing publication of the opinion in the above-entitled appeal is denied.

**S146659**      B187427 Second Appellate District, Div. 6      **KLEVELAND (CHRIS) v. CHICAGO TITLE INSURANCE COMPANY**

The request for an order directing publication of the opinion in the above-entitled appeal is denied.

**S146695**      E037906 Fourth Appellate District, Div. 2      **ORTEGA ROCK QUARRY v. GOLDEN EAGLE INSURANCE CORPORATION**

The request for an order directing publication of the opinion in the above-entitled appeal is denied.

**S146735**      B186442 Second Appellate District, Div. 8      **L. (GLADYS), IN RE**

The request for an order directing publication of the opinion in the above-entitled appeal is denied.

**S146468**      A114818 First Appellate District, Div. 1      **NORTHROP (THOMAS) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to December 8, 2006.

**S065467**      **PEOPLE v. MENDOZA (RONALD B.)**

Good cause appearing, and based upon Assistant State Public Defender Denise Kendall's representation that she anticipates filing the appellant's opening brief by January 19, 2007, counsel's request for an extension of time in which to file that brief is granted to December 19, 2006. After that date, only one further extension totaling about 30 additional days will be granted.

**S133770**      **HOVARTER (JACKIE R.) ON H.C.**



Petitioner's request for relief from default for failure to file reply to informal response, or a timely motion for extension of time is granted.

Good cause appearing, and based upon Assistant State Public Defender Denise Kendall's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by May 2007, counsel's request for an extension of time in which to file that document is granted to December 4, 2006. After that date, only three further extensions totaling about 150 additional days are contemplated.

**S139017****LEWIS (JOHN I.) ON H.C.**

Good cause appearing, and based upon counsel Jean R. Sternberg's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by March 30, 2007, counsel's request for an extension of time in which to file that document is granted to December 29, 2006. After that date, only two further extensions totaling about 90 additional days will be granted.

**S139285****GROSSET (ROBERT) v. WENAAS  
(HUANG)**

On application of intervener and appellant and good cause appearing, it is ordered that the time to serve and file the response to the amicus curiae brief of the Chamber of Commerce of the United States is extended to October 25, 2006.

**S142947****ZENGEN, INC. v. COMERICA BANK**

The application of Bruce E. Clark of the State of New York for admission to appear as counsel pro hac vice on behalf of amicus curiae The Clearing House Association L.L.C. is hereby granted. (See Cal. Rules of Court, rule 983.)

**S073316****PEOPLE v. EDWARDS (ROBERT M.)**

Appellant's "Application to Unseal and Copy Portions of the Clerk's Transcript" is granted in part and denied in part as follows:

The motion is denied as to pages 1722, 1723, 1724 and 1725 because pages 1606, 1605, 1604 and 1745 of the public record, respectively, are properly redacted versions of these documents. (See Code of Proc. Section 237, subs. (a)(2) & (3), Cal. Rules of Court, rules 31.3 and 34.1.)

The motion is granted as to the remaining pages, subject to the following qualifications.

Pages 1684-1690, 1726, 1729, 1731, 1734, 1735, 1737 and 1738 are unsealed in their entirety. (See Cal. Rules of Court, rule 31.3(c).)

The clerk is directed to prepare redacted copies of pages 1669-1683 and 1691-1721, in which the names and other personal identifying information of the sworn jurors and alternates is removed and replaced with those jurors' identifying numbers. (See Code of Civ. Proc. Section 237, subs. (a)(2) & (3), Cal. Rules of Court, rules 31.3 and 34.1.)

The clerk is directed to prepare redacted copies of pages 1727, 1728, 1730, 1732, 1733 and 1736, in which the jurors' names and other personal identifying information and any other information that would tend to identify the jurors, including, if applicable, the personal information of the author of the document in question, is removed. (Cal. Rules of Court, rules 12.5(e), 243.1(d); see also *Press-Enterprise Co. v. Superior Court of Cal.* (1984) 464 U.S. 501, 511.) As to these particular pages, the court makes the following findings: (1) Pages 1727, 1728, 1730, 1732 and 1736 contain sensitive personal information of potential jurors in Edwards' trial, while page 1733 contains information that, if revealed, would be reasonably likely lead to the discovery of the identity of a sworn juror who served in Edwards' trial; (2) The overriding public interest in protecting the

privacy of these jurors overcomes the public interest in access to private information contained in the documents at issue; (3) A substantial probability exists that granting unrestricted public access to these documents would compromise the privacy of these jurors; (4) The proposed sealing is narrowly tailored; and (5) No less restrictive means than partially sealing the documents in this manner would achieve the overriding interest in protecting the jurors' privacy.

The court, on its own motion, orders that the following pages of the Clerk's Transcript be unsealed, subject to the described qualifications:

Pages 1015-1018, 1021, 1023, 1025, 1028-1032, 1034-1036, 1038-1039, 1041, 1043 and 1046-1049 are unsealed in their entirety. (See Cal. Rules of Court, rule 31.3(c).)

The clerk is directed to prepare redacted copies of pages 975-1006, 1010-1014, 1022, 1042, 1045 and 1050-1050B, in which the names and other personal identifying information of the sworn jurors and alternates is removed and replaced with those jurors' identifying numbers. (See Code of Civ. Proc. § 237, subds.

(a)(2) & (3), Cal. Rules of Court, rules 31.3 and 34.1.) Properly redacted copies of pages 1007, 1008 and 1009 are already found in the public record at pages 969, 968 and 967, respectively. The clerk is directed to prepare redacted copies of pages 1019-1020, 1027, 1033, 1037, 1040 and 1044, in which the jurors' names and other personal identifying information and any other information that would tend to identify the jurors is redacted. The clerk is also directed to prepare copies of page 1024 in which the juror's account numbers are redacted, and page 1026 in which the juror's social security number, date of birth and designated beneficiary are redacted. (See Cal. Rules of Court, rules 12.5(e), 243.1(d); see also *Press-Enterprise Co. v. Superior Court of Cal.* (1984) 464 U.S. 501, 511.) As to these particular pages, the court makes the following findings: (1) These pages contain sensitive personal information of potential jurors in Edwards' trial; (2) The overriding public interest in protecting the privacy of these jurors overcomes the public interest in access to private information contained in the documents at issue; (3) A substantial probability exists that granting unrestricted public access to these documents would compromise the privacy of these jurors; (4) The proposed sealing is narrowly tailored; and (5) No less restrictive means than partially sealing the documents in this manner would achieve the overriding interest in protecting the jurors' privacy.

The clerk shall make the unsealed and redacted copies described above part of the public record for this appeal and shall send copies to the parties.

**S065022****TUILAEPÄ (PAUL P.) ON H.C.**

Petitioner's "Motion for Leave to File Declaration of Counsel Under Seal," filed September 21, 1998, is denied. (See Cal. Rules of Court, rules 12.5, 243.1.) The Clerk is directed to return the supplemental declaration to counsel for petitioner. (See Cal. Rules of Court, rule 243.2(b)(6) [upon denial of a motion to seal, "the clerk must return the lodged record to the submitting party and must not place it in the case file unless that party notifies the clerk in writing within 10 days after the order denying the motion . . . that the record is to be filed"].)

If, upon notification by petitioner, the declaration, or a substitute, eventually is served and filed, respondent will be given an opportunity to file a supplemental informal response addressing that declaration.

**S138147****SMITH (GREGORY S.) ON H.C.**

Respondent's "Objection to Document Entitled 'Petition for Writ of Habeas Corpus,'" filed on December 28, 2005, is deemed a motion to strike or dismiss the petition for writ of habeas corpus filed on October 18, 2005, and as so construed, is denied.

**S138225****PERRY (CLIFTON) ON H.C.**

Due to clerical error, the order filed in the above matter on October 19, 2006, is amended to read as follows: Good cause appearing, and based upon counsel Gary B. Wells's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by February 3, 2007, counsel's request for an extension of time in which to file that document is granted to December 22, 2006. After that date, only one further extension totaling about 45 additional days is contemplated.

**S141210****MANRIQUEZ (ABELINO) ON H.C.**

Respondent's "Motion to Strike or Dismiss Habeas Corpus Petition," filed on April 25, 2006, is denied.

**S142041****FREEMAN (FRED H.) ON H.C.**

Respondent's "Motion to Submit Respondent's Exhibits Under Seal Pursuant to this Court's Order of April 26, 2006," filed on September 19, 2006, is granted. (Cal. Rules of Court, rules 12.5(e), 243.1(d).) The court makes the following findings: (1) The exhibits contain sensitive personal information of jurors who served in petitioner's trial; (2) The overriding public interest in protecting the privacy of these jurors overcomes the public interest in access to the exhibits and supports sealing the exhibits; (3) A substantial probability exists that granting public access to the exhibits would compromise the privacy of these jurors; (4) The proposed sealing is narrowly tailored; and (5) No less restrictive means than sealing the exhibits would achieve the overriding interest in protecting the jurors' privacy. The clerk of this court is directed to file under seal respondent's exhibits, lodged conditionally under seal on September 19, 2006. Chin, J., and Corrigan, J., were recused and did not participate.

**S145173****INKMANN ON DISCIPLINE**

Petition for writ of review denied.

It is ordered that **MARTIN TIMOTHY INKMANN, State Bar No. 208039**, be suspended from the practice of law for three years, that execution of the suspension be stayed, and that he be actually suspended from the practice of law for two years and until he makes restitution to: (1) Sidney and Rosemarie Slater in the amount of \$5,000.00 plus 10% interest per annum from May 9, 2004; and (2) Frances Martinez in the amount of \$4,000.00 plus 10% interest per annum from December 10, 2004 (or to the Client Security Fund to the extent of any payment from the fund to Sidney and Rosemarie Slater and/or Frances Martinez, plus interest and costs, in accordance with Business and Professions Code section 6140.5), and furnishes satisfactory proof thereof to the State Bar's Office of Probation in Los Angeles, as recommended by the Hearing Department of the State Bar Court in its decision filed on May 31, 2006; and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California; and until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. Any restitution to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

**Martin Timothy Inkmann** is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for termination of his actual suspension. It is further ordered that respondent take and pass the Multistate Professional Responsibility Examination during the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that respondent comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. \*(See Bus. & Prof. Code § 6126, subd. (c).)

**S145975****NEELY ON DISCIPLINE**

It is ordered that **Garold Lee Neely, State Bar No. 189557** be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for three years subject to the conditions of probation, including ninety days actual suspension, recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 9, 2006. It is further ordered that he comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. \*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S146083****SULLIVAN ON DISCIPLINE**

It is hereby ordered that **Timothy Grady Sullivan, Jr., State Bar No. 127833**, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 955 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. \*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S146084****GARRETT ON DISCIPLINE**

It is hereby ordered that **ANN TAYLOR GARRETT, State Bar No. 70923**, be disbarred from the practice of law and that her name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 955 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. \*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S146085****DECKER ON DISCIPLINE**

It is hereby ordered that **Craig Allred Decker, State Bar No. 55576**, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 955 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar in accordance

with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S146086****BRUTUS ON DISCIPLINE**

It is ordered that **KENNETH R. BRUTUS, State Bar No. 190876**, be suspended from the practice of law for 90 days, that execution of the suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 18, 2006. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S147434****FLORES ON RESIGNATION**

The voluntary resignation of **SCOTT J. FLORES, State Bar No. 159494**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.\* It is recommended that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

\*(See Bus. and Prof. Code, § 6126, subd. (c).)

**S147435****SAROKI ON RESIGNATION**

The voluntary resignation of **Anthony John Saroki, State Bar No. 204972**, as a member of the State Bar of California is accepted.

**S147436****SCHLEIN ON RESIGNATION**

The voluntary resignation of **Steven Paul Schlein, State Bar No. 86395**, as a member of the State Bar of California is accepted.

**S147437****STECKELIS ON RESIGNATION**

The voluntary resignation of **MICHAEL JAN STECKELIS, State Bar No. 114301**, as a member of the State Bar of California is accepted.

**S147438****TAYLOR ON RESIGNATION**

The voluntary resignation of **LOU MAXWELL TAYLOR, State Bar No. 190236**, as a member of the State Bar of California is accepted.

**S147439**

**UNMACHT ON RESIGNATION**

The voluntary resignation of **KENNETH G. UNMACHT, State Bar No. 37053**, as a member of the State Bar of California is accepted.

**S147440**

**DIETERICH ON RESIGNATION**

The voluntary resignation of **JOHN L. DIETERICH, State Bar No. 32461**, as a member of the State Bar of California is accepted.

**S147441**

**KALMANOFF ON RESIGNATION**

The voluntary resignation of **ALAN STEVEN KALMANOFF, State Bar No. 40887**, as a member of the State Bar of California is accepted.

